



RCE JFW
PTO/SB/30 (08-03)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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|------------------------|--------------------|
| Application Number | 09/964,989 |
| Filing Date | September 26, 2001 |
| First Named Inventor | Roland N. Walker |
| Art Unit | 1775 |
| Examiner Name | Abraham Bahta |
| Attorney Docket Number | 12160.2 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☒ Other Change of Attorney Docket Number

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 500843

i. ☒ RCE fee required under 37 CFR 1.17(e) 09/21/2004 CNGUYEN 00000082 09964989

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 385.00 OP

iii. ☐ Other _____

b. ☐ Check in the amount of \$ 385.00 enclosed

c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|---------------------|--------------------|-------------------------------------|--------------------|
| Name (Print / Type) | Michael F. Krieger | Registration No. (Attorney / Agent) | 35,232 |
| Signature | | Date | September 16, 2004 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

| | | | |
|---------------------|--------------------|------|--------------------|
| Name (Print / Type) | Michael F. Krieger | Date | September 16, 2004 |
| Signature | | | |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT APPLICATION
Docket No.: 12160.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-----------------------|-----------------------|------------|
| In re application of: | |) |
| | |) |
| | Roland N. Walker |) |
| | |) |
| Serial No.: | 09/964,989 |) Art Unit |
| | |) 1775 |
| Filed: | September 26, 2001 |) |
| | |) |
| For: | PROVIDING AN IMAGE ON |) |
| | AN ORGANIC PRODUCT |) |
| | |) |
| Examiner: | Abraham Bahta |) |

REQUEST FOR CONTINUED EXAMINATION AND RESPONSE

Mail Stop: RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This correspondence is responsive to the Office Action mailed June 16, 2004, for the above-referenced case. A Supplemental Amendment was filed on June 14, 2004 two days prior to the mailing of the Office Action, and is presumed not to have been entered in the record, or considered by the Examiner when the June 16, 2004 Office Action was drafted. The content of the Supplemental Amendment is incorporated by reference herein as if presented for the first time. Applicant hereby requests continued examination of the above-referenced patent application, and